



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3503 FAX (603) 271-2982



Ezra & Gwenna Ketola
49 Lachance Circle
Rindge, NH 03461

LETTER OF DEFICIENCY

#SP-2002-07

May 13, 2002

RE: DES Wetlands File #2002-00738 49 Lachance Circle, Rindge

Dear Mr. and Mrs. Ketola

On April 26, 2002, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, identified as Rindge Tax Map 14, Lot 44, Lachance Circle, Rindge, New Hampshire (the "Property"). The purpose of this site inspection was to determine compliance with RSA 483-B, The Comprehensive Shoreland Protection Act. During the inspection the following deficiencies were noted:

1. Within the natural woodland buffer of the protected shoreland, a healthy, well-distributed stand of trees, saplings, shrubs and ground covers was not left in place.

In response, you are requested to take the following actions:

1. Within 30 days of receipt of this Letter of Deficiency, submit a revegetation plan from DES. Your revegetation plan should include the following:
 - a. A plan with dimensions, drawn to scale, showing:
 - i. existing conditions,
 - ii. proposed conditions after restoration with native vegetation.
 - b. A detailed description of the proposed means of erosion and sediment controls and stabilization of the restoration area;
 - c. A planting plan showing the number, type of plant species and proposed location of plantings. Saplings should be a minimum of 5 feet in height and all plantings should be from the list of New Hampshire native and naturalized species. Saplings should be proposed in the areas within 150 feet of the lake where trees were removed.
 - d. A proposed construction sequence and description of the methods for accomplishing the restoration, including a time frame for completion.
2. Implement the restoration plan only after receiving written approval and as conditioned by DES.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Allyson Gourley,
Shoreland Compliance Coordinator
Department of Environmental Services
6 Hazen Drive
PO Box 95
Concord, NH 03302-0095

Enclosed, for your information, are copies of fact sheets explaining the Comprehensive Shoreland Protection Act, a copy of the Act, administrative rules Env-Ws 1400, a guide to restoration of shoreland property, guidelines to the revegetation of shoreland property, and proper installation and maintenance of erosion control measures.

Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact Allyson Gourley at (603) 271-6876.

Sincerely,

COPY

Mary Ann Tilton
Senior Enforcement Officer
Wetlands Bureau

CERTIFIED MAIL 7099 3400 0003 0689 5287

cc: Rene Pelletier, Manager, Land Resources Management Program
Gretchen Rule, Administrator, DES Legal Unit
Mark Harbaugh, DES Enforcement Attorney
Rindge Conservation Commission
Rindge Board of Selectmen